

**BERNARDSVILLE BOROUGH
ORDINANCE 2017-1733**

**AN ORDINANCE INCREASING FEES FOR INSPECTION OF RESIDENTIAL
RENTAL PROPERTIES AND AMENDING CHAPTER XI OF THE BOROUGH CODE
ENTITLED “PROPERTY MAINTENANCE CODE”**

WHEREAS, Zoning/Housing Officer Geoffrey Price, in a December 16, 2016 memorandum to the Borough Administrator, recommended increasing the fees for inspections of rental properties because recent amendments to the Property maintenance ordinance require more in depth inspections; and

WHEREAS, the governing body wishes to encourage compliance with the Borough Housing Code at the time of the first inspection so that the Borough Housing Inspector does not have to waste valuable time and resources revisiting the site; and

WHEREAS, the governing body has determined that a graduated fee structure for reinspections will encourage timely compliance with the ordinance;

NOW THEREFORE, BE IT ORDAINED by the Council of the Borough of Bernardsville in the County of Somerset, State of New Jersey, that Chapter XI of the Borough Code Entitled “Property Maintenance Code” is hereby amended as follows:

Section 1. Paragraph “f” of Subsection 11-2.5 entitled “Certificate of Inspection; Residential Rental Properties,” in Section 11-2 entitled “Residential Property Maintenance Code” is hereby amended to read as follows:

“11-2 RESIDENTIAL PROPERTY MAINTENANCE CODE

11-2.5 Certificate of Inspection; Residential Rental Properties.

f. Fees. All fees shall be paid at the time an application is filed and prior to the

inspection being performed in accordance with the following schedule:

1. Initial inspection: one hundred fifty (~~\$100.00~~ 150.00) dollars per unit.
2. First reinspection: no charge.
3. ~~Additional reinspections: fifty (\$50.00) dollars per unit, per inspection.~~ Second reinspection: \$250.00 per unit.
4. Third reinspection: \$350.00 per unit.
5. Fourth reinspection: \$450.00 per unit.
6. Fifth and all subsequent reinspections: \$500.00 per unit”

Section 2. In all other respects, § 11-2 shall remain unchanged.

Section 3. Any or all other ordinances or parts thereof in conflict or inconsistent with any of the terms hereof are hereby repealed to such extent as they are so in conflict or inconsistent.

Section 4. In case any article, section or provision of this ordinance shall be held invalid in any court of competent jurisdiction, the same shall not affect any other article, section or provision of this ordinance except insofar as the article, section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

Section 5. This ordinance shall become effective immediately upon final passage and publication as required by law.

ATTEST:

Sandra G. Jones, Borough Clerk

COUNCIL OF THE BOROUGH OF
BERNARDSVILLE IN THE COUNTY
OF SOMERSET

By: _____
Kevin Sooy, Mayor